

James T. Sandnes (JS-8944)  
Ari R. Magedoff (AM-1117)  
BOUNDAS, SKARZYNSKI,  
WALSH & BLACK LLC  
One Battery Park Plaza  
New York, New York 10004  
(212) 820-7700 (Telephone)  
(212) 820-7740 (Facsimile)  
amagedoff@bswb.com

Attorneys for XL Specialty Insurance Company

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

XL SPECIALTY INSURANCE COMPANY,

Plaintiff,

V.

JOHN D. AGOGLIA, et al.

Defendants.

No. 08-CV-3821 (GEL)

## AFFIDAVIT OF SERVICE

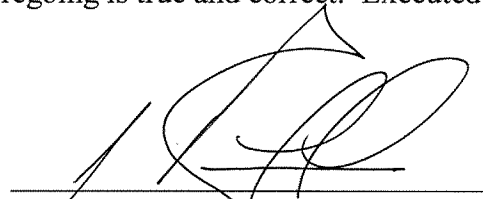
I, Ari R. Magedoff, hereby declare, pursuant to 28 U.S.C. § 1746, under penalty of perjury, as follows:

1. On August 15, 2008 I caused copies of the REPLY MEMORANDUM OF LAW IN FURTHER SUPPORT OF THE MOTION OF PLAINTIFF, XL SPECIALTY INSURANCE CO., FOR SUMMARY JUDGMENT, REPLY AFFIDAVIT OF JAMES SANDNES and SWORN RESPONSE DECLARATION OF HENRY TOOLAN to be served upon all parties who have not yet registered to receive e-notices in the above-captioned action by depositing true copies of same into the custody of the United States Postal Service, addressed to their counsel as follows:

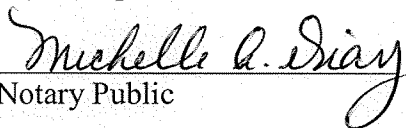
Party	Counsel
Sukhmeet Dhillon Eric G. Lipoff	Neil A. Goteiner, Esq. Farella Braun & Martel LLP 235 Montgomery Street San Francisco, CA 94104 ngoteiner@fbm.com

I declare under penalty of perjury that the foregoing is true and correct. Executed on September 3, 2008.

Dated: September 3, 2008

  
Ari R. Magedoff (AM-1117)

Sworn to before me this 3rd  
day of September, 2008

  
Notary Public

4845-7246-1058, v. 1

**MICHELLE A. DIAZ**  
Notary Public, State of New York  
No. 01DI5061417  
Qualified in Kings County  
Commission Expires 6/10/2010